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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :  
NIVER, et al. :  
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Appl. No.: 10/667,170 : Art Unit: 2186  
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Filed: September 19, 2003 : Examiner: Patel, Hetul B.  
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For: MESSAGE-BASED DISTRIBUTED : Atty. Docket: EMS-06401  
SYNCHRONIZATION AS A :  
STORAGE SYSTEM :

**CERTIFICATE OF MAILING**

I hereby certify that the foregoing documents are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 28, 2006.

*Bonny Rogers*  
Name: Bonny Rogers

**INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO-1449, or substitute thereof, is a listing of documents known to Applicants and/or their attorney in compliance with the requirements of 37 C.F.R. 1.56. Copies of the documents are also being submitted, except for U.S. patents and published applications as provided under 37 C.F.R. 1.98(2)(ii).

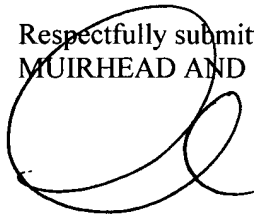
This Information Disclosure Statement is being filed after the mailing of a First Office Action but in accordance with a waiver made by the Examiner in the First Office Action in which the fee and certification requirements are waived for those documents submitted in connection with this Information Disclosure Statement.

The Examiner is respectfully requested to initial the space adjacent to each document on the PTO-1449 form and return a copy of the PTO-1449 form to confirm that these documents have been considered by the Examiner and made of record in this application.

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is authorized to credit any overpayment or charge any deficiencies to/from our **Deposit Account No. 503596**. Two originally-executed copies of this form are being submitted.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at (508) 898-8604.

Respectfully submitted,  
MUIRHEAD AND SATURNELLI, LLC



Date: December 28, 2006

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Substitute for Form 1449/PTO

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

Application Number 10/667,170

Filing Date September 19, 2003

First Named Inventor NIVER

Art Unit 2186

Examiner Name PATEL, Hetul B.

Attorney Docket No. EMS-06401

**INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT***(Use as many sheets as necessary)***U.S. PATENT DOCUMENTS**

EXAMINER INITIALS *	ATTY. CITE NO.	DOCUMENT NUMBER	ISSUE/PUBLICATION DATE MM-DD-YYYY	NAME OF APPLICANT OF CITED DOCUMENT	CLASS	SUB- CLASS
	AA	5,206,939	04-27-1993	Yanai, et al.		
	AB	5,778,394	07-07-1998	Galtzur, et al.		
	AC	5,845,147	12-01-1998	Vishlitzky, et al.		
	AD	5,857,208	01-05-1999	Ofek		

**FOREIGN PATENT DOCUMENTS**

EXAMINER INITIALS *	ATTY. CITE NO.	DOCUMENT NUMBER	PUBLICATION DATE MM-DD-YYYY	COUNTRY	TRANSLATION	
					YES	NO

**NON-PATENT LITERATURE DOCUMENTS**

EXAMINER INITIALS *	ATTY. CITE NO.	INCLUDE AUTHOR, TITLE, DATE, VOL/ISSUE NO., COUNTRY OF PUBLICATION, PAGES, ETC.

**EXAMINER SIGNATURE:****DATE CONSIDERED:**

\*EXAMINER: Initial if referenced considered, whether or not citation is in conformance with MPEP 609. Draw a line through citation if not considered. Include copy of this form with next communication to applicant.